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11 *Attorneys for Defendant Tezos Stiftung*

12 UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

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16 IN RE TEZOS SECURITIES LITIGATION  
17 This document relates to: All Actions  
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20 Master File No. 17-cv-06779-RS  
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CLASS ACTION

**DECLARATION OF ANDREW S.  
GEHRING IN SUPPORT OF  
DEFENDANT TEZOS STIFTUNG'S  
MOTION TO DISMISS THE  
CONSOLIDATED COMPLAINT**

1 I, Andrew S. Gehring, declare pursuant to 28 U.S.C. § 1746, as follows:

2 1. I am an attorney at the law firm of Davis Polk & Wardwell LLP, counsel for  
3 defendant Tezos Stiftung. I am admitted to the Bar of the State of New York and am admitted to  
4 this Court *pro hac vice*. I submit this declaration in support of the accompanying Memorandum of  
5 Points and Authorities in Support of Defendant Tezos Stiftung's Motion to Dismiss the  
6 Consolidated Complaint.

7 2. Attached hereto as Exhibit A is a true and correct copy of the document entitled  
8 *Tezos: The self-amending cryptographic ledger*.

9 3. Attached hereto as Exhibit B is a true and correct copy of the document entitled  
10 Tezos Contribution and XTZ Allocation Terms and Explanatory Notes.

11 4. Attached hereto as Exhibit C is a true and correct copy of the tezos.com domain  
12 registrant contact information from ICANN WHOIS, available at  
13 <https://whois.icann.org/en/lookup?name=tezos.com>.

14 5. Attached hereto as Exhibit D is a true and correct copy of the public LinkedIn  
15 profile of Ross Kenyon, available at <https://www.linkedin.com/in/rmkenyon>.

16 6. Attached hereto as Exhibit E is a true and correct copy of a screenshot of the  
17 tezos.ch website as of July 1, 2017 captured by the Internet Archive, available at  
18 <https://web.archive.org/web/20170701072438/https://www.tezos.ch/>.

19 7. Attached hereto as Exhibit F is a true and correct copy of a June 30, 2017, 9:15 a.m.  
20 tweet made by the Tezos Foundation (@TezosFoundation) Twitter account, available at  
21 <https://twitter.com/TezosFoundation/status/880822005406343168>.

22 8. Attached hereto as Exhibit G is a true and correct copy of a June 30, 2017 Reddit  
23 discussion thread entitled *Tezos Contribution Terms have just been released.*, available at [https://www.reddit.com/r/tezos/comments/6kgw2y/tezos\\_contribution\\_terms\\_have\\_just\\_been\\_released/](https://www.reddit.com/r/tezos/comments/6kgw2y/tezos_contribution_terms_have_just_been_released/).

25 9. Attached hereto as Exhibit H is a true and correct copy of a page from a Bitcointalk  
26 discussion thread entitled *Tezos Discussion*, including a July 1, 2017, 4:48 a.m. post by user  
27 keithers, available at <https://bitcointalk.org/index.php?topic=1775132.640>.

28 I declare under penalty of perjury that the foregoing is true and correct.

1 Executed on this 15<sup>th</sup> day of May, 2018, at New York, New York.

2 */s/ Andrew S. Gehring*

3 Andrew S. Gehring

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